

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

400C0357

HOUSE ENGROSSED NO. **SB30** - 2/3/99

Introduced by: The Committee on Judiciary at the request of the Attorney General

1 FOR AN ACT ENTITLED, An Act to extend certain rights to victims of stalking and to declare
2 an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 23A-28C-4 be amended to read as follows:

5 23A-28C-4. For the purposes of this chapter, the term, victim, means any person being the
6 direct subject of an alleged act, which would constitute a crime of violence as defined by
7 subdivision 22-1-2(9), simple assault between family or household members as defined in
8 subdivision 25-10-1(2), stalking as defined in chapter 22-19A, a violation of chapter 22-22, or
9 a driving under the influence vehicle accident, under the laws of South Dakota or the laws of the
10 United States. If the victim does not survive such act or is unable to comment, the term, victim,
11 means the members of the immediate family of the primary victim.

12 Section 2. Whereas, this Act is necessary for the immediate preservation of the public peace,
13 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
14 effect from and after its passage and approval.

1 **BILL HISTORY**

2 1/12/99 First read in Senate and referred to Judiciary. S.J. 20

3 1/20/99 Scheduled for Committee hearing on this date.

4 1/20/99 Judiciary Do Pass, Passed, AYES 7, NAYS 0. S.J. 125

5 1/21/99 Senate Do Pass, Passed, AYES 35, NAYS 0. S.J. 149

6 1/22/99 First read in House and referred to Judiciary. H.J. 131

7 1/29/99 Scheduled for Committee hearing on this date.

8 1/29/99 Judiciary Do Pass, Passed, AYES 10, NAYS 0. H.J. 262

9 1/29/99 Judiciary Place on Consent Calendar.

10 2/2/99 Motion to Amend, Passed. H.J. 333

11 2/2/99 House of Representatives Do Pass Amended, Passed, AYES 67, NAYS 0. H.J. 333

12 2/2/99 House of Representatives Title Amended Passed. H.J. 334